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ELIAS HEREDIA, VIRGINIA BURGUENO,  
10 RANDY KIRK and CLARENCE STONE

11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 SAN JOSE DIVISION

15 ELIAS HEREDIA, VIRGINIA  
BURGUENO, RANDY KIRK and  
16 CLARENCE STONE

CASE NO. C-06-04718 RMW HRL  
STIPULATION OF DISMISSAL

17 Plaintiffs,

18 v.

19 SANTA CLARA COUNTY, a  
governmental corporation formed under the  
20 laws of the State of California, THE  
SANTA CLARA COUNTY BOARD OF  
21 SUPERVISORS, JESSE DURAZO, in his  
official capacity as the Registrar of Voters  
22 for Santa Clara County, and DOES 1  
through 25, inclusive

23 Defendants,

24 and

25 MARY DAVEY, DENNIS KENNEDY,  
26 and PEOPLE FOR LAND AND  
NATURE,

27 Defendants-Intervenors.  
28

IT IS HEREBY STIPULATED, by and between the parties to this action through their designated counsel that the above-captioned action be and hereby is dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1), and that each party shall bear its own fees and costs.

Dated: October 5, 2006

HOPKINS & CARLEY  
A Law Corporation

By: 

Jay M. Ross  
Attorneys for Plaintiffs  
ELIAS HEREDIA, VIRGINIA  
BURGUENO, RANDY KIRK and  
CLARENCE STONE

Dated: October 4, 2006

SANTA CLARA COUNTY COUNSEL

By: 

John L. Winchester, III, Deputy County  
Counsel  
Attorneys for Defendants  
SANTA CLARA COUNTY, SANTA  
CLARA COUNTY BOARD OF  
SUPERVISORS, AND JESSE DURAZO

Dated: October 4, 2006

STRUMWASSER & WOOCHEER LLP

By: 

Bryce A. Gee  
Attorneys for Defendant-Intervenors  
MARY DAVEY, DENNIS KENNEDY,  
and PLAN

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 10/13/06



Hon. Ronald Whyte  
U.S. District Court Judge  
Northern District of California